

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

CREDIT MANAGEMENT)	Case No. 8:06-cv-451
SERVICES, INC.,)	
)	
Plaintiff,)	
)	
v.)	ORDER
)	
DAVID REYES and MARIA)	
AGUILAR,)	
)	
Defendants.)	
_____)	
)	
DAVID REYES and MARIA)	
AGUILAR,)	
)	
Third-Party Plaintiffs,)	
v.)	
)	
WELLMARK, INC. d/b/a BLUE)	
CROSS and BLUE SHIELD,)	
)	
Third-Party Defendant.)	

NOW ON THIS 11th day of August, 2006, this action came on before the Court, the Hon. Joseph F. Bataillon presiding, upon the Motion of the Defendants and Third-Party Plaintiffs to voluntarily dismiss their Third-Party Complaint as against Third-party Defendant, Wellmark, Inc. d/b/a Blue Cross and Blue Shield pursuant to F.R.C.P. 41 (a) (1).

The Court, being duly advised in the premises, finds that the Third-Party Defendant has not yet filed an Answer to the Third-Party Complaint of the Defendants and Third-Party Plaintiffs, David Reyes and Maria Aguilar. The Court finds that the motion should be and hereby is sustained.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the Third-Party Complaint filed against Wellmark, Inc. d/b/a Blue Cross and Blue Shield is hereby dismissed without prejudice.

It is so Ordered.

BY THE COURT:

s/ Joseph F. Bataillon

U.S. District Court Judge